

OPINION 1797

***Oecothea* Haliday in Curtis, 1837 (Insecta, Diptera): conserved, and *Helomyza fenestralis* Fallén, 1820 designated as the type species**

Ruling

(1) Under the plenary powers:

(a) it is hereby ruled that the name *Oecothea* is deemed to have been made available in Curtis (1837);

(b) it is hereby ruled that the authorship of *Oecothea* is deemed to be Haliday in Curtis;

(c) all previous fixations of type species for the nominal genus *Oecothea* Haliday in Curtis, 1837 are hereby set aside prior to the qualified designation by Gorodkov (1984) of *Helomyza fenestralis* Fallén, 1820 and that designation is ruled to be valid.

(2) The name *Oecothea* Haliday in Curtis, 1837 (gender: feminine), type species by subsequent designation by Gorodkov (1984) *Helomyza fenestralis* Fallén, 1820 as ruled in (1)(c) above, is hereby placed on the Official List of Generic Names in Zoology.

(3) The name *fenestralis* Fallén, 1820, as published in the binomen *Helomyza fenestralis* (specific name of the type species of *Oecothea* Haliday in Curtis, 1837), is hereby placed on the Official List of Specific Names in Zoology.

(4) The following names are hereby placed on the Official Index of Rejected and Invalid Generic Names in Zoology:

(a) *Aecothea* Haliday, 1838 (a junior objective synonym of *Oecothea* Haliday in Curtis, 1837);

(b) *Neoecothea* Peterson & Gill, 1982 (a junior objective synonym of *Oecothea* Haliday in Curtis, 1837).

History of Case 2836

An application for the conservation of the generic name *Oecothea* Haliday in Curtis, 1837, and the designation of *Helomyza fenestralis* Fallén, 1820 as the type species, was received from Drs Andrzej Woźnica and Tadeusz Zatwarnicki (Agricultural University, Wrocław, Poland) on 26 November 1991. After correspondence the case was published in BZN 50: 44–47 (March 1993). Notice of the case was sent to appropriate journals.

Comments in support received from Drs Neal L. Evenhuis, Wayne N. Mathis & F. Christian Thompson and from Dr Curtis W. Sabrosky were published in BZN 50: 235–236 (September 1993) and 50: 286 (December 1993) respectively.

It was noted on the voting paper that Evenhuis et al. considered the name *Oecothea* Haliday to be available from Curtis (1837) as a junior synonym of *Suillia* Robineau-Desvoidy, 1830 (Article 11e of the Code). As noted in the application, there had been considerable doubt whether the name was available from this work. To settle the matter the Commission was asked (para. 7(1)(a) and (b) on BZN 50: 45) to rule that *Oecothea* Haliday was available from Curtis (1837).

Decision of the Commission

On 1 September 1994 the members of the Commission were invited to vote on the proposals published in BZN 50: 45–46. At the close of the voting period on 1 December 1994 the votes were as follows:

Affirmative votes — 24: Bayer, Bock, Bouchet, Cocks, Cogger, Corliss, Hahn, Heppell, Holthuis, Kabata, Lehtinen, Macpherson, Mahnert, Martins de Souza, Minelli, Nielsen, Nye, Savage, Schuster, Starobogatov, Štys, Thompson, Trjapitzin, Willink

Negative votes — none.

No votes were received from Halvorsen and Uéno.

Dupuis, Kraus and Ride were on leave of absence.

Original references

The following are the original references to the names placed on Official Lists and an Official Index by the ruling given in the present Opinion:

Aecothea Haliday, 1838, *Annals of Natural History*, 2: 187.

fenestralis, *Helomyza*, Fallén, 1820, *Heteromyzides Sveciae*, p. 5.

Neoeothea Peterson & Gill, 1982, *Memoirs of the Entomological Society of Washington*, 10: 219.

Oecothea Haliday in Curtis, 1837, *A guide to an arrangement of British insects; being a catalogue of all the named species hitherto discovered in Great Britain and Ireland*, Ed. 2, col. 280.

The following is the reference for the designation of *Helomyza fenestralis* Fallén, 1820 as the type species of the nominal genus *Oecothea* Haliday in Curtis, 1837:

Gorodkov, K.B. 1984. In Soós, A. & Papp, L. (Eds.), *Catalogue of Palearctic Diptera*, vol. 10, p. 18.